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Commissioner for Patents,  
Washington, D.C. 20231, on

April 30, 2003

(Date of Deposit)

Anthony P. Curtis, Ph.D., Reg. No. 46,193

Name of Applicant, Assignee or  
Registered Representative

Signature

April 30, 2003

Date of Signature

Our Case No. 9281-4240

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tomokuni Wauke

Serial No. 10/042,068

Filing Date: January 8, 2002

For: Thin Inner Rotor Motor for Rotatably  
Driving Medium, and Disk Apparatus  
Using the Same

Examiner: Dang Le

Group Art Unit No. 2834

### Response to Restriction/Election Requirement

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Restriction Requirement dated April 1, 2003 requiring election of one species from:

a motor with an extended rotor (Claims 1, 11, 21, and 36);

a motor with a magnetic balancer (Claims 3-8);

a motor with a housing having notches (Claims 22-23, 30, and 32); and

a motor with a shield (Claims 11-15),

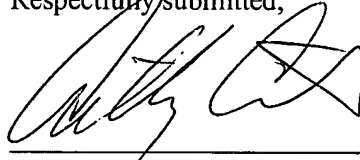
Applicant provisionally elects, with traverse, a motor with an extended stator as recited in Claims 1, 11, 21, and 36 and dependent claims therein.

Applicant traverses the election as the species of "a motor with an extended rotor" is present in all independent claims (Claims 1, 11, 21, and 36) and is thus generic to all of the species. Furthermore, the element that the stator extends not more than 180 degrees with respect to a central angle of the rotor as recited in Claim 1 is either specifically present or generic to one of the elements in the remaining independent Claims. Thus, Applicant traverses the election of species as improper and respectfully requests reconsideration and withdrawal of the requirement in the next Office Action.

### **Conclusion**

In view of the amendments above, Applicant respectfully submits that all of the pending claims are in condition for allowance and seeks an early allowance thereof. If for any reason, the Examiner is unable to allow the application in the next Office Action and believes that a telephone interview would be helpful to resolve any remaining issues, he is respectfully requested to contact the undersigned.

Respectfully submitted,



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Registration No. 46,193  
Agent for Applicant

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